

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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The New York City District Council  
of Carpenters Pension Fund, et al.,

Plaintiffs,

Against

07 CIV 6450  
(Judge Rakoff)

River Avenue Contracting Corp.,

Defendant.

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**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon the Declaration of Richard B. Ziskin, the exhibit attached thereto and the accompanying memorandum of law; and upon all of the prior proceedings herein, Defendant River Avenue Contracting Corp., through their counsel, The Ziskin Law Firm, LLP, will move this Court before the Honorable Jed S. Rakoff, United States District Court Judge at the United States Courthouse, Southern District of New York, located at 500 Pearl Street, Courtroom 14B, New York, New York 11201, on October 12, 2007 at 10:00 am, for an Order dismissing Plaintiffs' Complaint and vacating the arbitration award dated April 16, 2007 and for such other and further relief as the Court may deem just and proper.

Dated: Commack, New York  
October 1, 2007

Respectfully submitted,



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